

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gilbert Theo HINZE

Serial No. Not yet assigned

Filed: October 7, 2003

For: **USE OF AN AQUEOUS SOLUTION IN THE TREATMENT OF LIVE ANIMALS**

(This is a Continuation-In-Part Patent Application of U.S. Patent Application No. 09/529,734 filed June 19, 2000 which is a 371 application of PCT/US98/22372 with an international filing date of October 23, 1998)

FILING FORM

FOR CONTINUATION-IN-PART U.S. PATENT APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

1. This is a Request for filing a
- ☐ Continuation Application under:
 - ☐ 37 CFR § 1.53(b)(1)
 - ☐ Divisional Application under:
 - ☐ 37 CFR § 1.53(b)(1)
 - ☒ Continuation-In-Part (CIP) application
 - ☒ 37 CFR § 1.53(b)(2)

of **prior** ("parent") application:

Serial No. 09/529,734

Filed: June 19, 2000

Entitled: **USE OF AN AQUEOUS SOLUTION IN THE PREPARATION OF A
MEDICAMENT FOR USE IN THE TREATMENT OF LIVE ANIMALS**

of **prior international** ("parent") application:

Serial No. PCT/US98/22372

Filed: October 23, 1998

Entitled: **USE OF AN AQUEOUS SOLUTION IN THE PREPARATION OF A
MEDICAMENT FOR USE IN THE TREATMENT OF LIVE ANIMALS**

2. ☒ *Enclosed for application under 37 CFR §§ 1.53(b) are:
- 22 pages of text (specification, claims, abstract)
 - 12 claims
 - 0 sheets of drawings

3. The **present** application names the following inventor(s):

Gilbert Theo HINZE

☒ Newly executed oath or declaration (original or copy) will be submitted at a later date pursuant to 37 CFR §§ 1.41, 1.53

☐ Copy from a prior application (37 CFR 1.52 (b))

☐ (37 CFR § 1.53--"CIP") The above-identified application (in which no payment of the Issue Fee, abandonment of or termination of proceedings has occurred) is hereby expressly abandoned as of the filing date of this new application.

The **Total Filing Fee** is calculated as follows:

☐ Enter the Amendment filed in the prior patent application on _____ prior to calculating the filing fee.

☒ Enter the enclosed Preliminary Amendment prior to calculating the filing fee.

(Col 1)			(Col 2)	SMALL ENTITY		OR	NON-SMALL ENTITY	
TOTAL	NUMBER OF CLAIMS FILED		NUMBER OF EXTRA CLAIMS	RATE	FEE		RATE	FEE
TOTAL	12	minus 20	0	x9=	0		x18=	0
INDEP	5	minus 3	2	x43 =	86		x86=	0
BASE FILING FEE:				+385=	385		+770=	0
<input checked="" type="checkbox"/> Multiple Dependent Claims				+145=	0		+290=	0
				TOTAL	471	OR	TOTAL	

☒ Applicant(s) is/are a "small entity". A Verified Statement Claiming Small Entity Status:

☒ was filed in the parent application, and small entity status is still proper and desired ;
☐ is asserted as allowed under 37 CFR § 1.27.

☒ A check including the above-indicated filing fee is enclosed.

- ☒ A Petition for Extension of Time (to keep the parent case pending) is being filed concurrently including the \$___ extension fee in the parent case.
- ___ Assignment document(s) is/are submitted herewith, with a check including the recordation fee of \$40.00 per Assignment.
- ___ No check is enclosed. A Declaration and Power of Attorney will be submitted at a later date pursuant to 37 CFR §§ 1.41, 1.53, and/or a check for the "Total Filing Fee" calculated above and a surcharge under 37 CFR § 1.16(e).
- ☒ The prior application is assigned of record to RADICAL WATERS IP (PTY) LTD. of Erasmuskloof, South Africa, the Assignment being recorded on June 19, 2000, on Reel 010953, Frame(s) 0343.
- ___ An original executed Declaration is enclosed.
- ☒ Amend the specification by inserting before the first line the sentence:
- This is a Continuation-In-Part Patent Application of U.S. Patent Application No. 09/529,734 filed June 19, 2000 which is a 371 application of PCT/US98/22372 with an international filing date of October 23, 1998 and claims priority to South Africa Patent Application No. 97/9486 filed October 23, 1997, the entire contents of which are hereby incorporated by reference in their entirety.--
- ___ Benefit is claimed under 35 U.S.C. § 119(e) from _____(s) No. _____filed_____.
- ☒ Foreign priority under 35 U.S.C. § 119 of SOUTH AFRICA application(s) 97/9486 , filed October 23, 1998, is hereby claimed. The certified priority paper(s):
- ☒ was/were filed in the parent case;
- ___ is/are enclosed herewith;
- ___ will be submitted at a later date.
- ☒ The power of attorney in the prior application is to Gary M. Nath, et al., reg. 26,956 of NATH & ASSOCIATES PLLC.
- ☒ The power appears in the original papers in the prior application. A newly executed declaration will be submitted at a later date.

X Address all future communications to:

Gary M. Nath
NATH & ASSOCIATES PLLC
1030 15th Street, N.W.- 6th Floor
Washington, D.C. 20005

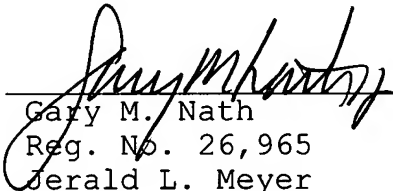
X If extensions of time under 37 CFR § 1.136 other than those provided herewith are required to prevent abandonment of the parent application, then such extensions of time are hereby petitioned to allow copendency of the parent and the present continuing application. The Commissioner is hereby authorized to charge fee deficiency under 37 CFR § 1.17, or credit any overpayment, to Deposit Account No. 14-0112. A duplicate copy of this Form is enclosed.

— The Commissioner is hereby authorized to charge any fee deficiency under 37 CFR §§ 1.16 and 1.17 which may be required, or credit any overpayment, to Deposit Account No. 14-0112. A duplicate copy of this Form is enclosed.

Respectfully submitted,

NATH & ASSOCIATES PLLC

Date: October 7, 2003



Gary M. Nath
Reg. No. 26,965
Gerald L. Meyer
Reg. No. 41,194
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MAIL STOP PATENT APPLICATION
Attorney Docket No.: 23739X

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TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

Continuation-In-Part Patent Application consisting of:

- (1) Transmittal Letter;
- (2) Filing Form For CIP U.S. Patent Application;
- (3) 22 page CIP Application including:
 - 17 Pages of Textual Specification
 - 4 Pages of 12 Claims
 - 1 page Abstract of the Disclosure
 - 0 sheets of drawings
- (4) Unexecuted Declaration/Power of Attorney;
- (5) Check no. 19543 \$ 471.00 for filing fee and additional independent claims, as a small entity;
- (6) Postcard for early notification of serial number.
- (7) *Preliminary Amendment*

Respectfully submitted,
NATH & ASSOCIATES PLLC

By: _____

Gary M. Nath
Gary M. Nath
Registration No. 26,965
Gerald L. Meyer
Registration No. 41,194
Customer No. 20529

Date: October 7, 2003
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